

SB0736/808279/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 736
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Lee” and substitute “Senators Lee, Zirkin, Smith, Carter, Cassilly, Hester, Hough, Ready, Waldstreicher, Washington, and West”; strike beginning with “altering” in line 3 down through “pornography;” in line 4; in line 6, after “actual” insert “and identifiable”; in line 7, after “manner;” insert “defining a certain term;”; in line 11, strike “11–101, 11–201, and”; and strike in their entirety lines 14 through 18, inclusive.

AMENDMENT NO. 2

On pages 1 through 5, strike in their entirety the lines beginning with line 22 on page 1 through line 3 on page 5, inclusive.

On page 5, after line 4, insert:

“(A) (1) IN THIS SECTION, “INDISTINGUISHABLE FROM AN ACTUAL AND IDENTIFIABLE CHILD” MEANS AN ORDINARY PERSON WOULD CONCLUDE THAT THE IMAGE IS OF AN ACTUAL AND IDENTIFIABLE MINOR.

(2) “INDISTINGUISHABLE FROM AN ACTUAL AND IDENTIFIABLE CHILD” INCLUDES A COMPUTER–GENERATED IMAGE THAT HAS BEEN CREATED, ADAPTED, OR MODIFIED TO APPEAR AS AN ACTUAL AND IDENTIFIABLE CHILD.

(3) “INDISTINGUISHABLE FROM AN ACTUAL AND IDENTIFIABLE CHILD” DOES NOT INCLUDE IMAGES OR ITEMS DEPICTING MINORS THAT ARE:

(I) DRAWINGS;

(Over)

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(II) CARTOONS;

(III) SCULPTURES; OR

(IV) PAINTINGS.”;

in line 7, after “ACTUAL” insert “AND IDENTIFIABLE”; and in lines 5, 12, 18, and 23, strike “(a)”, “(b)”, “(c)”, and “(d)”, respectively, and substitute “(B)”, “(C)”, “(D)”, and “(E)”, respectively.